TL 3580

OMCT
OPERATING THE SOS-TORTURE NETWORK

ORGANISATION MONDIALE CONTRE LA TORTURE
WORLD ORGANIZATION AGAINST TORTURE
Director Eric Sottas

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Case IDN/TMP 171296

The International Secretariat of the OMCT/SOS-Torture requests your **URGENT** intervention in the following situation in **East Timor**

Brief description of the situation
According to information received from reliable sources there are grave fears for the physical and psychological integrity of nine persons who were arrested in November 1996.

Augusto, Marcelino and **Cosme** (family names currently unknown) of Buibau, Baucau district, and were all arrested on 18 November 1996 by members of the Indonesian military. Their current whereabouts are unknown. It is believed that they may have been arbitrarily arrested and there is a strong risk of torture and ill-treatment if still in detention.

Six other people have been arrested in the area. All six arrests are believed to be connected with the killing of Commander Juliao Fraga on 28 October 1996. **Quintino Imanuel de Cristo** who is from the village of Guruca was arrested on 18 November in Quelicai after being questioned the previous day about the killing of Commander Fraga, **Evaristo Ximenes and Aniceto Ximenes** were arrested on 7 November in Buibau, **Manuel** (no surname) and **Armindo do Rosario** were arrested on 8 November, also in Buibau, and **Azito Freitas** was arrested on 28 October in Baucau.

It is believed the first five were detained either at Kopassus (Special Forces Command) headquarters in Baucau or at POLRES in Baucau (the police facility), while Azito Freitas was detained at Baucau police-station. All six are believed to have been subjected to interrogation and torture.

Action requested
Write to the Indonesian authorities urging them to:

i, immediately locate the whereabouts of all nine persons and guarantee at all times the physical and psychological integrity of all the above;

ii. Order their immediate and unconditional release if they are detained without valid judicial charges; or, should such charges exist, bring them to trial before a competent and impartial tribunal, guaranteeing their full procedural rights:

iii. carry out a full and impartial investigation into the facts alleged in order to identify those responsible, bring them to trial and impose upon them the penal, civil and/or administrative sanctions provided by the laws in force.

iv. ensure the full effective respect for human rights and fundamental freedoms throughout the country in accordance with national laws and international standards..

Addresses
MINISTER OF JUSTICE M. Haji Utoyo Usman S.H., Menteri Kehakiman, JI. H.R. Rasuna Said Kav. 6-7, Kuningan, Jakarta Selatan, Indonesia. Fax : + 62 21 314 1625

CHIEF OF NATIONAL POLICE Maj. Gen. (Pol.) Banurusman Atmosumitro, Kapolri, Markas Besar Kepolisian RI, JI. Trunojoyo 13, Kebayoran Baru, Jakarta Selatan, Indonesia.
Telegrams : National Police Chief, Jakarta, Indonesia

MILITARY COMMANDER REGION IX/UDAYANA(covers East Timor, amongst other areas)
Maj. Gen. H. A. Rivai, Pangdam IX/Udayana, Markas Besar KODAM IX/Udayana, Denpasar, Bali, Indonesia. Telegram : Pangdam IX/Udayana, Denpasar, Bali, Indonesia.

Geneva 17 December 1996

Please inform us of any action undertaken quoting the code in any correspondance.